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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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AZ CORP COMMISSION
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COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

IN THE MATTER OF THE APPLICATION
OF BROADVOX-CLEC, LLC FOR
APPROVAL OF A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE RESOLD LONG-DISTANCE
RESOLD LOCAL EXCHANGE, AND
FACILITIES-BASED LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES IN
ARIZONA.

DOCKET NO. T-20666A-09-0173

PROCEDURAL ORDER

BY THE COMMISSION:

On April 6, 2009, Broadvox-CLEC, LLC ("Broadvox" or "Company") filed an application with the Arizona Corporation Commission ("Commission") for approval of a Certificate of Convenience and Necessity ("CC&N") to provide resold long distance, resold local exchange, and facilities-based local exchange telecommunications services within the State of Arizona. Broadvox's application also requests a determination that its proposed services are competitive within Arizona.

On July 7, 2010, by Procedural Order, a hearing was set to commence on September 14, 2010.

On July 9, 2010, Broadvox filed a Request for Witness to Appear Telephonically for the hearing set for September 14, 2010.

The Commission's Utilities Division ("Staff") has filed a Staff Report reviewing Broadvox's application and has recommended approval of the application subject to certain conditions. The Staff Report indicates that one of Broadvox's affiliates is a named defendant in a civil complaint filed by Qwest. According to Staff, the outcome of the civil complaint may have an impact on the resources of Broadvox's parent company, Broadvox, LLC, and that Broadvox's application states it will rely on the resources of its parent company to fund its proposed services

1 in Arizona. Staff believes that the complaint alleges actions that could have a bearing on
2 Broadvox's proposed services in Arizona. Based on the information in the Staff Report,
3 Broadvox's witness should be required to personally appear at the hearing to address the issues
4 raised by Staff and the complaint filed by Qwest.

5 IT IS THEREFORE ORDERED that Broadvox's request for its witness to appear
6 telephonically is denied.

7 IT IS FURTHER ORDERED that Broadvox shall provide a witness for the September 14,
8 2010, hearing who has the authority to testify regarding the complaint issues raised in the Staff
9 Report.

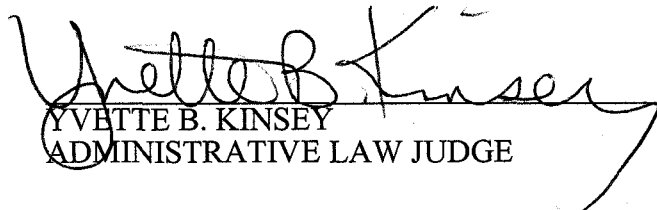
10 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
11 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law in Arizona and
12 before the Commission and admission *pro hac vice*.

13 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
14 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
15 Rules of Arizona Supreme Court). Representation before the Commission includes appearance at all
16 hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled
17 for discussion, unless counsel has previously been granted permission to withdraw by the
18 Administrative Law Judge or the Commission.

19 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
20 Communications) applies to this proceeding and shall remain in effect until the Commission's
21 Decision in this matter is final and non-appealable.

22 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
23 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

24 Dated this 13th day of July, 2010.

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YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE


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2 this 13th day of July, 2010 to:

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